

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Avi J. ASHKENAZI, et al.

Application Serial No. 09/978,192

Filed: October 15, 2001

For: **SECRETED AND
TRANSMEMBRANE
POLYPEPTIDES AND NUCLEIC
ACIDS ENCODING THE SAME**

) Examiner: Ohara, Eileen B.

) Art Unit: 1646

) Confirmation No: 3437

) Attorney's Docket No. 39780-2630 P1C9

) Customer No. 35489

EXPRESS MAIL LABEL NO. EL 977 678 265 US
DATE MAILED: SEPTEMBER 14, 2004

AMENDMENT AND RESPONSE TO OFFICE ACTION

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed on May 20, 2004, in connection with the above-identified patent application (Paper No./Mail Date 05122004), please enter the following amendments, and consider the following arguments. This response is timely filed requesting a Petition for Extension of Time for one months with necessary fees. Attached herewith are articles by (i) Orntoft *et al.*, (ii) Hyman *et al.*, (iii) Pollack *et al.*, and (iv) Hanna and Mornin, (v) a Declaration by Paul Polakis, Ph.D., (vi) a Declaration by Audrey Goddard, Ph.D, (vii) a Declaration by Avi Ashkenazi, Ph.D., and (viii) pages 138-163 of PCT publication, WO 01/53486, corresponding to International Application, PCT/US00/03565, in support of Applicants' priority claim.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begins on page 7 of this paper.

Remarks/Arguments begin on page 8 of this paper.

09/17/2004 ZJUHA1 00000017 081641 09978192

01 FC:1251 110.00 DA